The Library of Congress'

EARLY STATE RECORDS PROJECT

converted from the original microfilm held by the
Vincent C. Immel Law Library, Saint Louis University

through the generous support of a grant from the

Council on Library and Information Resources

This document contains handwritten text that may be partially illegible due to age, penmanship, or deterioration of the medium. LLMC has scanned the material in the same format and page order in which it is maintained in the source document taken from the collection "Records of the States of the United States of America, a microfilm compilation."

Laws of Jackson District
Established June 16th 1860

Section 1st The Boundaries of Jackson District shall be as follows to wit The northern line of Jackson District Shall begin at a point in the middle of Clear creek opposite the middle of the mouth of Soda creek extending up the middle of said creek from said point as far as the upper end of Paynes Bar extending from thence five miles due west & from thence extending in a parallel line with the course of Clear creek to the middle Branch of Soda & extending down the middle of said Branch to the place of Starting

Sec 2d The officers of this District Shall consist of one Justice of the Peace one Sheriff & one Recorder

Sec 3 In the absence of all of the above officers the vacancy shall be filled for the time by the miners at a miners meeting & the Justice be present he shall fill the vacancy by appointment

Sec 4th It Shall be the duty of the Justice to preside at all miners meetings & shall try all causes brought before him according to law & ordinance he Shall keep a true record of all cases tried before him in a Book provided by the Shall for that purpose the Justice, issue warrants subpoenas Executions attachments Garnishees and all other papers necessary to carry out the law & he shall shall have power to administer oaths take acknowledgements and if necessary may solemnize Marriage No proper the Justice Shall be thrown out of court for the Technicalities shall be Shaved from all court The Justice shall have power to fill vacancies in the Sheriffs or Recorders office

2 In the absence of the Justice the Recorder may act with full power of the Justice the Justice shall deliver to his Succesor in office all books & papers pertaining to his office

Sec 5th It Shall be the duty of the Sheriff to serve all papers put into his hands & return the same to the proper officer making the necessary return on the back of the same how Served he shall attend to the Selling of property taken by execution after giving three days notice by posting three notices in public places on the District the Sheriff shall return all executions within sixtan days he shall be in attendance of all Courts & shall be a general peace officer with full power to force assistance in case of riots he shall have charge of all prisoners & carry into execution all Sentences & decisions of the Court

Sec 6th It Shall be the duty of the Recorder to take charge of & Safely Keep all Records of the District and all Records made necessary by Law he by him recorded in a Book provided by him for that purpose the Book of Records shall be open to the inspection of the public & shall not be taken from the hands of the Recorder Any person shall be permitted to copy any record at any Reasonable time It Shall be the duty of the Recorder to record all Deeds Claims Mortgages Bills of Sale & articles of copartnership the Recorder shall also act as Secretary at all Miners meetings by written of his office

Elections

Sec 7th All elections for officers shall be by ballot the board of electors shall consist of three Judges & one Clerk the Justice being one of the Judges & two Miners to be chosen by the Miners present the Recorder acting as Clerk in all elections the person receiving the highest number of votes for any office shall be duly elected & in case of a tie vote they shall cast

Any person elected to any office shall go before the Justice and be qualified within three days fo all elections there shall be three days notice given by posting notices of the same in three public places in the District one of the said notice being on the Recorders office door no person shall have a vote in this District unless he shall have been living in the District five days next preceding an election

Sec 8th Property exempt from execution

Every man having his family in the mines shall have exempt from execution all his family wearing apparel household goods & provision for one month one Cow & mining tools consisting of one pick one shovel & one pan & one half of the claim on which he is working with the necessary tools for working the same Every Single man or man not having his family in the mines shall have exempt from execution all his wearing apparel consisting furniture & 1 pick 1 shovel & 1 pan & provisions for ten days & in all cases one Rifle or shot gun to each man owning the same shall be exempt from executio

Sec 9th

Any party can have a trial before a Jury of five. Any party feeling aggrieved by the decision of a Jury of four or the Justice can make appeal to a Jury tribunal

Sec 10 Any party having trial by Jury shall deposit the Sum of ten with the Justice or give approved security for the same in all cases of appeal the appellant shall give approved security for the co to the Justice the Plaintiff shall give not less than five days notice nor more than An appeal shall be called for within three days & the appellant shall give the Defendant not less than nor more than ten the Plaintiff must in all cases file Pla before the hour

Sec 11th The Defendant may either file a written plea or deliver it orally when orally the Justice shall take it down either in his docket or file it with the other papers belonging to the case

The Plaintiff in a Suit may have the privilege of withdrawing his suit at any time before the trial commences by paying all costs that may have accrued

Suit by Attachment shall be tried forthwith

Suit by garnishee shall be tried the same as in other cases

Sec 12th Parties wishing to refere a case may go before the Justice & he shall only take cognizance of the same by letting he may compel the attendance of witnesses before said referees all trial before referee shall be final

Sec 13th In all cases the Jury shall be empannelled by the Sheriff Subject to three peremptory challenges from each party & as many other challenges as may be necessary for a cause

Sec 14th

Any number of miners not less than five and living in Jackson District wishing to hold a miners meeting may make the wish known to the Recorder whose duty it shall be to write three notices to that effect & post one up on his office door & the other two in the most conspicuous places in the District

Sec 15th No miners meeting shall be held without giving at least twelve hours notice

Sec 16th An Election shall be held on the first Monday in July 1860 for the election of officers & on the second monday in June annually thereafter

Art 1st All claims shall be as follows to wit
Lead claims shall be fifty feet wide & one hundred
feet on the lead in length Dry or Hill claims fifty by
one hundred feet Bar claims fifty feet on the creek & running
two hundred feet back water claims one hundred
feet in length & running from bank to bank water
claims, are not to interfere with Bar claims
Gulch claims are to be 50 by 100 ft along the gulch
Building lots shall be 50 by 100 feet in area

Art 2d Any person discovering new leads Dry or Hill diggings
Bar or Gulch claims or water claims shall be entitled
to one as discovery & one as premtion claim

Art 3d No person shall hold more than one claim of
each kind ~~held~~ by purchase gift or preemption exepting
discovery claim Repealed July 28th 1860

Art 4th All Bar or Gulch claims shall be worked
1st Clause every ten days after the first of July 1860 Repealed by
all lead claims shall be worked as soon as machinery
can be obtained & afterwards every four days except
in case of sickness & all dry or hill claims shall
be worked as soon as water can be provided and
every ten days thereafter water claims hold
good for one year dating from July first 1860
Mill priviledges hold good by puting one
hundred Dollars worth of work on them
every six months until completed
Mill priviledges are to be six hundred feet
more or less up & down the creek and are
to be encroached upon by other mills

Art 5th Company or partnership Claims that are
may be represented by one of said company the
work on any one of said claims to represent
in case of sickness a person shall be ap-
pointed his claim

Art 6th All claims shall be recorded within three days after staking The working of claims is intended as does only mean to include the mining season which shall be from the fifteenth of June to the first of November any person having his claim during the mining season more than ten days shall forfeit his claim until obtained by Dickens

Art 7th All Ditches shall have the right of way across all claims

Art 8th No person shall min closer than 4 ft of any ditch either by sluicing or drifting without cleaning the ditch

Art 9th No person shall be allowed to obstruct waggon roads or public highways by mining or otherwise

Art 10th Any person convicted of Perjury shall receive 25 lashes on the bare back & shall perform hard duty

Art 11th Fraud shall vitiate any contract in which it makes its appearance

Art 12th Any person convicted of theft shall be punished in accordance with the verdict of a Jury of twelve

Art 13th Any person drawing a pistol or other deadly weapon intent to kill or commit bodily injury shall receive not ~~Exceeding~~ than thirty nine lashes on the back & be fined in any sum not exceeding five hundred Dollars as a Jury of twelve may determine

Art 14 Any person obstructing ditches or public roads shall be fined double the cost of repairing the same which shall be collected the same as action for debt. And any person any person obstructing ditches or roads shall have a reasonable time for repairing the same

Art 15th One partner of any company shall not have the power to sell any claim in the absence of the company without an order from Attorney or a written agency

Art 16th Any person maliciously pulling up any stake that is lawfully standing or defacing names on said stakes shall be fined in any sum not exceeding twenty Dollars & be liable to the injured party for double the amount of damage

Art 17th Any person mining under any building shall be liable to the owner of the building for any sum assessed by a Jury of twelve

Art 18th No title to claims shall be known or recognized in this District except what the records show provided however that this article shall not be so construed as to bar persons from claims on which they are working continuously from day to day whether they be recorded or not

Art 19th Witnesses failing to appear at Court after they have been lawfully summoned shall be fined five Dollars & be liable to the injured party for double the cost of damage thereof

Art 20th No person shall be allowed to record claims in this District in the name of absent parties

Art 21st The fees of the Justice shall be two Dollars for hearing ~~each~~ case of less than six hours duration & fifty cents per hour for every hour over six for rendering Judgment on note of hand without hearing one dollar if contested his fees shall be the same as in other cases for Subpoenas Venires garnishee & attachment twenty five cents each warrant & all other papers issued fifty cents each Jurymans fee shall be fifty cents per hour Witness fee fifty cents per hour the Sheriffs fees shall be for Subpoenas 25 cents for every person named therein & ten cents per mile going & returning for serving warrant one Dollar for advertising fifty cents for selling one Dollar for attending Court fifty cts per hour The Recorder shall receive fifty cts for recording each & every deed & the same for ~~every~~ deeds Mortgages Articles of copartnership & Bills of Sale, ~~& for Mary Residents the fee shall~~

Art 22d All laws of record conflicting with this Act is declared null

Art 23d These Laws shall be in force from & after their

Art 24th These laws may be altered by a majority of the members at a

4 Rocky Mountains Jackson District—

At ~~an~~ the annual Election held at the Recorders office in Jackson District on Saturday July 7th 1860 there were 1,3 1 ballots cast—for the office of Justice of the Peace of which D. Robinson Recd 1,3 0 Votes And. Chas Smith — 2 — —

For the office of Recorder there were cast— 1,3 6 ballots of which W.B. Lawrence received 6 2. Votes & G.A. Symes — — 6 1 — — & J H Young — — 2

For the office of Sheriff there were cast— 13 ballots of which James Carver received the whole No of Votes,

Duly Sworn & true Returns,

There were three double ballots rejected.

W. P. Pollock
Alex Ward Jr
W. B. Lawrence

} Judges

Clerks attest— G A Symes

The above named Elected officers were formerly & Legally qualified, & Entered upon the Duties of their respective offices.

Original Act 3d repealed July 28th & is as follows. All persons can hold as many Claims as they see fit—to purchase ~~sell~~ ~~Lease~~ or Dig Claims. ~~by Deed~~ ~~Lease~~ ~~Sale~~ ~~Bill of Sale~~ ~~Mortgage~~ ~~Deed~~ ~~Lease~~ ~~Sale~~ ~~Bill of Sale~~ ~~Mortgage~~ bounded around with stakes, corners, hereafter provided

Entered upon Record this 18th day of June 1860 by
J B Rood on Bar claim situated on Clear creek Bar
being No 8 E west from Chicago Creek
G A Byers Recorder
Jackson District

Entered upon Record this 18th day by W Ward & co one
Log Cabin situated on the South East side of Chicago Creek
Said Cabin being on claim No 12 numbering up Stream
G A Byers Rec Jackson Dist

Entered upon Record this 18th day of June 1860 by
W Watts J Bascombs J Caldwell & Waldo four
Dry claims on the North Side of the first hill South of
Clear Creek & west of Chicago Creek being No 24 25 26 & 27
West from Lincolns claim G A Byers Rec Jackson Dist

Entered upon Record this 18th day of June 1860 by
E Kelly one Dry claim on the North side of the
first hill South of Clear Creek & west of Chicago Creek said
claim being No 47 west from Lincolns claim
G A Byers Recorder Jackson Dist

Entered upon Record this 16th day of June 1860 by W P Pollock
one Bar claim situated on Chicago Bar on the west side of
the creek being No 5 numbering down Stream
G A Byers Recorder Jackson Dist

Entered upon Record this 16th day of June 1860 by W P Pollock
one Dry claim on the second tier of hill Claims west
of Chicago creek & the South west corner is about 40 feet
~~South~~ North of the first Gulch South of Clear
~~Creek~~ of Chicago creek G A Byers Recorder &

Entered upon Record this 16th day of June 1860 by Robt
claim on Chicago Bar the west

10 Entered upon Record this 18th day of June 1860
by John Robertson one Dry Claim on the North
Side of the first hill South of Clear creek & west
of Chicago creek said claim is situated about
100 feet North of A Barkers Dry claim No 23
G A Byrns Recorder

Entered upon Record this 16th day of June 1860 by
Richard Fisher one Dry claim in the second tier of
hill claims said claim is bounded on the South
by W P Pollocks Dry claim and is ~~Claimed~~ to be
owned by I Pasco Richard Fisher G A Byrns Rec Jackson Dist

Entered upon Record this 16th day of June 1860 by
O & G Brainard two Bar claims on the South East
Side of Chicago Creek being 200 ft front & running 200 Bar
being No 1 & 2 numbering up Stream
G A Byrns Rec Jackson Dist

Entered upon Record this 16th day of June 1860 by G Woollurt
one Bar claim on Chicago Bar on the west side of
the creek being No 7 numbering down Stream
G A Byrns Rec Jackson Dist

Entered upon Record this 16th day of June 1860 by
W H Downey one Bar claim on Chicago Bar
on the west side of Chicago creek being No 8
numbering down Stream G A Byrns Rec Jackson Dist

Entered upon Record this 18th day of June 1860 by
Isaac L Kent & Co 400 ft on Kents Lead said Lead
is about 3/4 three fourths of a mile above the mouth
of Chicago creek & on the South East Side of said creek
Claims being No 1 & 2 S E from Discovery claim
No 1 N W from Discovery
Isaac L Kent & Co